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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, ) No. CR 06-0375 SI (EDL)  
Plaintiff, ) STIPULATION AND [PROPOSED]  
v. ) ORDER EXCLUDING TIME FROM  
JORGE ESTRADA, ) SPEEDY TRIAL ACT CALCULATION  
Defendant. ) (18 U.S.C. § 3161(h)(8)(A))

With the agreement of the parties, and with the consent of defendant Jorge Estrada, the Court enters this order documenting defendant's exclusion of time under the Speedy Trial Act, 18 U.S.C. § 3161(c)(1), from October 27, 2006, to November 3, 2006. The parties agree, and the Court finds and holds, as follows:

1. Defendant agreed to an exclusion of time under the Speedy Trial Act. Failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence, in this case.

2. Given these circumstances, the Court found that the ends of justice served by excluding the period from October 27, 2006, to November 3, 2006, outweigh the best interest of the public and the defendant in a speedy trial. *Id.* at § 3161(h)(8)(A).

1           3. Accordingly, and with the consent of the defendant, at the hearing on October 27,  
2 2006, the Court ordered that the period from October 27, 2006, to November 3, 2006, be  
3 excluded from Speedy Trial Act calculations under 18 U.S.C. § 3161(h)(8)(A) & (B)(iv).

4           IT IS SO STIPULATED:

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6           DATED: October 30, 2006

/s/  
7           ELIZABETH FALK  
Attorney for Defendant

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9           DATED: October 27, 2006

/s/  
10           ANDREW P. CAPUTO  
Assistant United States Attorney

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12           IT IS SO ORDERED.



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14           DATED: \_\_\_\_\_

15           HONORABLE ELIZABETH LAPORTE  
United States Magistrate Judge

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